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February 11, 2005

EUS/JP:05-9037

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P. O. Box 1450
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Date: February 11, 2005


Pamela S. Newton

Re: Patent Application for:
"CELL SEARCHING IN A CDMA COMMUNICATIONS SYSTEM"
Patent No. 6,760,361
Attorney Docket No. P08430-US3

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Dear Sir or Madam:

Technology Center 2600

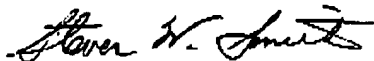
Enclosed for filing please find the following items relating to the above-identified patent:

- (1) Certificate of Correction (1 page);
- (2) Petition to Correct Inventorship (2 pages);
- (3) Exhibit A (1 page); and
- (4) Exhibit B (10 pages).

The commissioner is hereby authorized to charge the petition fee of \$130.00 and any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1379.

If you have any questions or comments concerning this matter, please feel free to contact the undersigned at 972-583-1572.

Sincerely,



Steven W. Smith
Intellectual Property Counsel

SWS/psn

Ericsson Inc.
6300 Legacy Drive
Plano, Texas 75093



PTO/S344 (04-04)

Approved for use through 04/30/2007. CMB 0651-0033

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,760,361 B2

DATED : July 6, 2004

INVENTOR(S) : Per Johan Anders Nyström

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page, Item 75, delete "; Karim Jamal, Vällingby (SE); Riaz Esmailzadeh, Kawasaki (JP); Yi-Pin Eric Wang, Cary, NC (US)"

MAILING ADDRESS OF SENDER:

Steven W. Smith, Esq.
Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-1, Plano, TX 75024

PATENT NO.

6,760,361 B2

No. of additional copies

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This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Attorney Docket No. P08430-US3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Per Johan Anders Nyström

Patent No: 6,760,361

Issued: July 6, 2004

For: CELL SEARCHING IN A CDMA COMMUNICATIONS SYSTEM

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Date: February 11, 2005


Pamela S. Newton**PETITION TO CORRECT INVENTORSHIP
UNDER 37 C.F.R. § 1.324**

It is respectfully requested that the Commissioner issue a Certificate of Correction for the above-captioned patent, naming Per Johan Anders Nyström as the only actual inventor of the patent. The error which resulted in the patent naming additional inventors was without deceptive intent on the part of the inventors and assignee.

The facts relating to the incorrect inventorship of this patent are as follows:

1. On August 28, 1997 a provisional application (60/057,412) was filed and incorrectly named 4 inventors (the "Provisional").
2. On August 5, 1998 a nonprovisional application (09/129,151) was filed claiming priority to the Provisional and also incorrectly named 4 inventors in the Declaration (the "Nonprovisional").
3. On May 15, 2000, a Petition to Delete Three Inventors, naming only Per Johan Anders Nyström as the only actual inventor, was filed in both the Provisional and Nonprovisional cases.

Petition to Correct Inventorship - PAGE 1 of 2
EUS/J/P/05-9037

Attorney Docket No. P08430-US3

4. The USPTO corrected the record for the Provisional; however, the Nonprovisional issued into US Patent No. 6,185,244 B1 without correcting the inventorship.

5. On September 17, 2001 a Request for a Certificate of Correction, correcting the inventorship, was filed in the Nonprovisional case, and on June 3, 2003 the USPTO issued a Certificate of Correction for US Patent No. 6,185,244 B1 naming Per Johan Anders Nyström as the only actual inventor. A copy of the Certificate of Correction for the Nonprovisional patent is enclosed (Exhibit A).

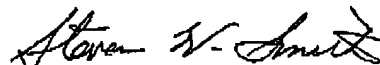
6. On December 20, 2000 the application for the above-captioned patent was filed as a continuation of the Nonprovisional (09/129,151) without a declaration (the "Continuation").

5. On January 24, 2001 the USPTO issued a Notice of Missing Parts for the Continuation stating that the declaration was missing.

6. On February 13, 2001 Applicant responded to the Notice of Missing Parts for the Continuation by inadvertently filing a copy of the previously filed Declaration for the Nonprovisional (which erroneously named 4 inventors) without filing a copy of the Petition to Delete Three Inventors. A copy of the previously filed petition is now enclosed (Exhibit B).

Per Johan Anders Nyström is, and always has been, the only actual inventor of US Patent No. 6,760,361. The Applicant respectfully submits that the petition has been timely filed, and the evidence presented herewith is sufficient for the petition to be granted and for the issuance of a Certified of Correction. The Certificate of Correction is enclosed.

Respectfully submitted,



Steven W. Smith
Registration No. 36,684

Date: 2-11-2005

Ericsson Inc.
6300 Legacy Drive, M/S EVR 1-C-11
Plano, Texas 75024

(972) 583-1572
steve.xl.smith@ericsson.com

Petition to Correct Inventorship - PAGE 2 of 2
EUS/J/P/05-9037

EXHIBIT A

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO. : 6,185,244 B1
DATED : February 6, 2001
INVENTOR(S) : Per Johan Anders Nyström

Page 1 of 1

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page.

Item [75], delete “; Karim Jamal Vällingby”; “Raiz Esmailzadeh, Yokohama (JP);” and “Yi-Pin Eric Wang, Cary, NC (US)”



Signed and Sealed this
Third Day of June, 2003

A handwritten signature in black ink, which appears to read "James E. Rogan", is written over a horizontal line.

JAMES E. ROGAN
Director of the United States Patent and Trademark Office

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EXHIBIT B

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Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Per Johan Anders Nyström

Serial No.: 09/129,151

Filed: August 5, 1998

For: CELL SEARCHING IN A CDMA COMMUNICATIONS SYSTEM

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Group Art Unit: 2744

Examiner: Not Yet Assigned

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Assistant Commissioner for
Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING BY EXPRESS MAIL

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Date of Deposit: May 13, 2000

I hereby certify that this paper or fee is being deposited with the U.S. Postal
Service "Express Mail Post Office to Addressee" service under
37 CFR 1.10 on the date indicated above and is addressed to:

Assistant Commissioner for Patents
Washington, D.C. 20231

Linda M. McSwain
Signature Linda McSwain

Dear Sir:

PETITION TO DELETE THREE (3) INVENTORS FROM NONPROVISIONAL
PATENT APPLICATION UNDER 37 C.F.R. §1.48(a)

Under 37 C.F.R. §1.48(a), petition is hereby made to delete three inventors from the above-identified Patent Application. The Application previously included four (4) inventors: Per Johan Anders Nyström, Karim Jamal, Riaz Esmailzadeh and Yi-Pin Eric Wang. The three inventors for which petition is hereby made to delete are: Karim Jamal, Riaz Esmailzadeh and Yi-Pin Eric Wang. These persons were named as inventors through error without any deceptive intention on their part.

Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

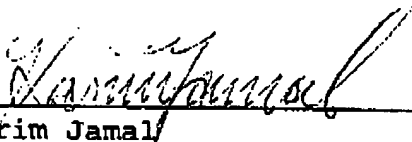
Should this petition be accepted and the amendment below entered, the Patent Application will have one (1) remaining inventors, namely: Per Johan Anders Nyström

This petition is accompanied by the fee (by check) set forth in §1.17(i), namely \$130.00.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.


INCORRECTLY NAMED INVENTORS TO BE DELETED:

(1 of 3) I, Karim Jamal, do hereby state that the inventorship error of including my name as an inventor occurred without deceptive intention on my part. I do hereby request that my name be deleted from Patent Application 09/129,151.


Karim Jamal
c/o Telefonaktiebolaget L M Ericsson
SE-164 80
Stockholm, Sweden

Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

(2 of 3) I, Riaz Esmailzadeh, do hereby state that the inventorship error of including my name as an inventor occurred without deceptive intention on my part. I do hereby request that my name be deleted from Patent Application 09/139,151.




Riaz Esmailzadeh
c/o Telefonaktiebolaget L M Ericsson
SE-164 80
Stockholm, Sweden

Dallas2 636055 v 1, 34646.00309USPT

Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

(3 of 3) I, Yi-Pin Eric Wang, do hereby state that the inventorship error of including my name as an inventor occurred without deceptive intention on my part. I do hereby request that my name be deleted from Patent Application 09/129,151.


Yi-Pin Eric Wang
c/o Telefonaktiebolaget L M Ericsson
SE-164 80
Stockholm, Sweden

Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

In view of the foregoing, it is respectfully requested (i) that Patent Application 09/129,151 be amended such that Karim Jamal, Riaz Esmailzadeh and Yi-Pin Eric Wang are deleted as inventors from the Application and (ii) that a corrected Filing Receipt be issued and sent to Applicants' representative.

Respectfully submitted,

JENKENS & GILCHRIST, P.C.

By: 

Steven R. Greenfield
Registration No. 38,166

Date: May 2, 2000
JENKENS & GILCHRIST, P.C.
1445 Ross Avenue, Suite 3200
Dallas, Texas 75202-2799
214/855-4789
214/855-4500 (fax)

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Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Per Johan Anders Nystrom

Serial No.: 09/129,151

Filed: August 5, 1998

For: CELL SEARCHING IN A CDMA COMMUNICATIONS SYSTEM

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Group Art Unit: 2744

Examiner: Not Yet Assigned

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Washington, D.C. 20231

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37 CFR 1.10 on the date indicated above and is
addressed to:
Assistant Commissioner for Patents
Washington, D.C. 20231

Linda McSwaney
Signature Linda McSwaney

Dear Sir:

CONSENT OF ASSIGNEE TO THE REQUESTED
INVENTORSHIP CORRECTION

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Telefonatietbolaget L M Ericsson publ, a corporation organized
and existing under the laws of Sweden, having a principal place of
business at 8-126 25 Stockholm, Sweden, hereby assents to the
correction of inventorship filed herewith.

The Assignment of the invention was formalized by the
Inventors by their written Assignment which is recorded with the
United States Patent and Trademark Office at Reel 9368, Frame 0740.

Docket 656246 v 1, 34646,00309USPT

Patent Application
Serial No. 09/129,151
Docket No. 34646-309USPT

The undersigned warrant that power has been granted to them to
act on behalf of Telefonaktiebolaget L M Ericsson publ in this
matter.

TELEFONAKTIEBOLAGET L M ERICSSON (publ)

By: *G. Nordlund*

Printed Name: Göran Nordlundh

Title: Vice President IPR

By: *Klas Norin*

Printed Name: Klas Norin

Title: IPR Manager

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Dallas2 656246 v 1, 34646.00309USPT

PATENT APPLICATION
DOCKET NO.: 34646-00309USPTRULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)
DECLARATION AND POWER OF ATTORNEY

FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS

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As a below named inventor, I hereby declare that:

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My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: CELL SEARCHING IN A CDMA COMMUNICATIONS SYSTEM, the specification of which: (mark only one)

- ____ (a) is attached hereto.
X (b) was filed on August 5, 1998 as Application Serial No. 09/129,151.
____ (c) was filed as PCT International Application No. PCT/____ on ____ and was amended on ____ (if applicable).
____ (d) was filed on ____ as Application Serial No. ____ and was issued a Notice of Allowance on ____.
____ (e) was filed on ____ and bearing attorney docket number ____.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this CIP application.

I hereby claim foreign/provisional priority benefits under 35 U.S.C. § 119/365 of any foreign/provisional application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date

Dallas 2 556927 v 1, 34646.00309USPT

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(1) before that of the application on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

PRIOR FOREIGN PATENTS OR U.S. PROVISIONAL APPLICATIONS

Number	Country	Month/Day/Year Filed	Date first laid-open or Published	Date patented or Granted	Priority Claimed	
					Yes	No
60/057,412	U.S.	8/29/97	N/A	N/A	X	

I hereby claim the benefit under 35 U.S.C. § 120/365 of any United States application(s) listed below and PCT international applications listed above or below:

PRIOR U.S. OR PCT APPLICATIONS

Application No. (series code/serial no.)	Month/Day/Year Filed	Status(pending, abandoned, patented)

I hereby appoint:

TIMOTHY G. ACKERMANN, Reg. No. 44,493
 THOMAS E. ANDERSON, Reg. No. 37,063
 BENJAMIN J. BAI, Reg. No. 43,481
 MICHAEL J. BLANKSTEIN, Reg. No. 37,097
 MARY JO BOLDINGH, Reg. No. 34,713
 MARGARET A. BOULWARE, Reg. No. 28,708
 ARTHUR J. BRADY, Reg. No. 42,356
 MATTHEW O. BRADY, Reg. No. 44,554
 DANIEL J. BURNHAM, Reg. No. 39,618
 THOMAS L. CANTRELL, Reg. No. 20,849
 RONALD B. COOLLEY, Reg. No. 27,187
 THOMAS L. CRISMAN, Reg. No. 24,846
 STUART D. DWORK, Reg. No. 31,103
 WILLIAM F. ESSER, Reg. No. 38,053
 ROGER J. FRENCH, Reg. No. 27,786
 JANET M. GARETTO, Reg. No. 42,568
 JOHN C. GATZ, Reg. No. 41,774
 RUSSELL J. GENET, Reg. No. 42,571
 J. KEVIN GRAY, Reg. No. 37,141

STEVEN R. GREENFIELD, Reg. No. 38,166
 J. PAT HEPTING, Reg. No. 40,643
 SHARON A. ISRAEL, Reg. No. 41,867
 JOHN R. KIRK JR., Reg. No. 24,477
 PAUL R. KITCH, Reg. No. 38,206
 TIMOTHY M. KOWALSKI, Reg. No. 44,192
 JAMES P. LEA III, Reg. No. 41,143
 ROBERT W. MASON, Reg. No. 42,848
 ROGER L. MAXWELL, Reg. No. 31,855
 ROBERT A. McFALL, Reg. No. 28,968
 LISA H. MEYERHOFF, Reg. No. 36,869
 STANLEY R. MOORE, Reg. No. 26,958
 RICHARD J. MOURA, Reg. No. 34,883
 MARK V. MULLER, Reg. No. 37,509
 P. WESTON MUSSELMAN JR., Reg. No. 31,644
 SPENCER C. PATTERSON, Reg. No. 43,849
 RUSSELL N. RIPPAMONTI, Reg. No. 39,521
 STEPHEN G. RUDISILL, Reg. No. 20,087
 HOLLY L. RUDNICK, Reg. No. 43,065

J.L. JENNIE SALAZAR, Reg. No. 45,065
 KEITH W. SAUNDERS, Reg. No. 41,462
 JERRY R. SELINGER, Reg. No. 24,582
 KEVIN J. SIMONS, Reg. No. 45,110
 BOBBY D. SLATON, Reg. No. 43,130
 GARY B. SOLOMON, Reg. No. 44,347
 WAYNE O. STACY, Reg. No. 45,125
 SCOTT B. STAHL, Reg. No. 33,795
 ROBERT C. STRAWBRICH, Reg. No. 36,692
 STEVE Z. SZCZEPANSKI, Reg. No. 27,957
 ANDRE M. SZUWALSKI, Reg. No. 35,701
 ALAN R. THIELE, Reg. No. 30,694
 WILLIAM J. TUCKER, Reg. No. 41,356
 TAMSEN VALOIR, Reg. No. 41,417
 RAYMOND VAN DYKE, Reg. No. 34,746
 BRIAN D. WALKER, Reg. No. 37,751
 GERALD T. WELCH, Reg. No. 30,332
 HAROLD N. WELLS, Reg. No. 26,044
 WILLIAM D. WIESE, Reg. No. 45,217

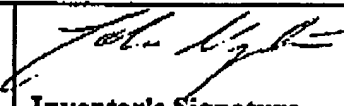
all of the firm of JENKENS & GILCHRIST, P.C., 3200 Fountain Place, 1445 Ross Avenue, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

Please address all correspondence and direct all telephone calls to:

Richard J. Moura
Jenkins & Gilchrist, P.C.
3200 Fountain Place
1445 Ross Avenue
Dallas, Texas 75202-2799
214/855-4709
214/855-4300 (fax)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAMED INVENTOR(S)

1	Per Johan Anders Nyström		April 3, 2000
	Full Name	Inventor's Signature	Date
	Kronobergsgatan 22 SE-112 33 Stockholm Sweden	Swedish	
	Residence (city, state, country)	Citizenship	
	Kronobergsgatan 22 SE-112 33 Stockholm Sweden		
	Post Office Address (include zip code)		